

original

Francisco Partida
CDC#F22180 D4-115
Department of Corrections
Calipatria State Prison
7018 Blair Rd.
Calipatria, CA 92233
P.O. Box 5002
Calipatria, CA 92233-5002
Tel.: (760) 348-7000
Fax.: (760) 348-6064

FILED

JUN - 6 2008

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

(Assisted by J. Armstrong)

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

008-867

FRANCISCO PARTIDA,)	Case No. CV 0867-JF (PR)
)	
Petitioner,)	PETITIONER'S RULE 60(b)
)	MOTION FOR RELIEF FROM
)	JUDGMENT OR ORDER; EXHIBITS
)	
V.)	
)	
)	
L.E. SCRIBNER, WARDEN ET AL.,)	
)	
Respondents.)	
)	

COMES NOW; Petitioner, Francisco Partida, by
and through the assistance of Inmate (Jerry L. Armstrong,
CDC#K43710), on a Rule 60(b) Motion for relief from
judgment or order. (See Fed.Rules Civ.P. 60(b).)

Inmate Armstrong is not a party to this case.
Petitioner, Francisco Partida, has sought Mr. Armstrong's
assistance in filling-out the application to proceed
in forma parperis. The declarations of Petitioner,
Francisco Partida, CDC#F22180; and Inmate Jerry L.

Armstrong, CDC#K43810; is set forth in **Attachment A and B to this memorandum.**

With the assistance of Inmate Jerry L. Armstrong, CDC#K43710, Petitioner Francisco Partida, now submits the completed in forma pauperis application along with the memorandum of points and authorities in support of the Rule 60(b) motion for relief from judgment or order.

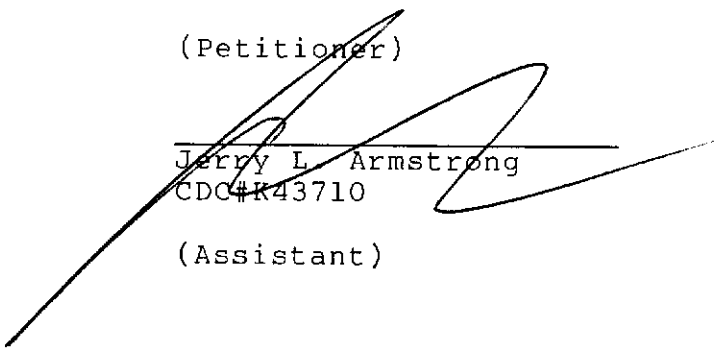
I declare under penalty of perjury the matters stated herein are true and correct.

Executed on this 23rd day of May, 2008, at Calipatria, CA 92233-5002.

Respectfully submitted,

Francisco Partida
Francisco Partida
CDC#F22180

(Petitioner)


Jerry L. Armstrong
CDC#K43710

(Assistant)

MEMORANDUM OF POINTS AND AUTHORITIES

I

PETITIONER IS ENTITLED TO RELIEF FROM JUDGMENT

The case was dismissed without prejudice for failure to pay the filing fee or file a completed in forma pauperis application. Petitioner's incomplete motion to proceed in forma pauperis (docket no. 2) was also denied. The Clerk was directed to terminate any pending motions and close the file. A copy of the Court's Order is set forth in **Attachment C to this memorandum.**

Pursuant to Federal Rules of Civil Procedure, Rule 60(b) the court may relieve a party or a party's legal representative from a final judgment, order, or proceeding for the following reasons: (1) mistake, inadvertence, surprise, or excusable neglect, etc.

In this case Petitioner is not capable of correctly filling-out the in forma pauperis application. As stated in the accompanying declaration of Jerry L. Armstrong, CDC#K43710, Mr. Partida was directed to write to the Inmate Trust Account Office and to request a copy of the past six-months of his Inmate Trust Account Statements. Petitioner's Inmate Trust Account Statements is now attached to the fee waiver application along with the Rule 60(b) motion.

The present filing of the Rule 60(b) motion along with the application to proceed in forma pauperis, was delayed for the following reasons:

On Thursday, April 03, 2008, the California Department of Corrections and Rehabilitation went into a state wide modified program as result of multiple Battery on a Peace Officer at CCI. Therefore, Calipatria State Prison will be operating under Modified Program utilizing non-Hispanic essential critical workers only in program support areas. An unclothed body search will be conducted prior to all inmate movement (prior to exiting cell or work leaving assignment). All escorts will be in restraints, with the exception of MSF. MSF will be under controlled movement while outside housing unit and will remain in their bunks inside the housing unit. Critical Workers List will consist of non-Hispanic inmates only. This Program Status Report will be reviewed on April 4, 2008. (Copies of the Program Status Reports dating from April 03, 2008, thru May 14, are set forth in **Attachment D to this memorandum**).

Due to these events no law library access was allowed (except for court established deadlines). It should be noted that Rule 60(b) does not assume to define the substantive law as to the grounds for vacating judgments, but merely prescribes the practice in proceedings to obtain relief. As indicated by Petitioner's previous attempts to file a simple fee waiver application, and his inability to do so correctly, justifies the relief sought from the Court's March 31, 2008 Order.

CONCLUSION

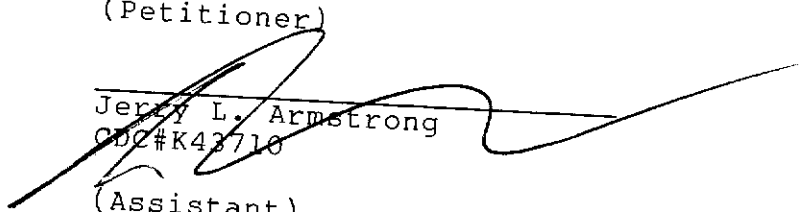
In conclusion with the facts now fully stated. Petitioner respectfully asks the Court to re-open his case file and to allow him to proceed in forma pauperis, and to seek the redress of the merits of his claims.

Dated: 5/23/08

Respectfully submitted,

Francisco Partida
Francisco Partida
CDC#F22180

(Petitioner)


Jerry L. Armstrong
CDC#K43710

(Assistant)

A T T A C H M E N T A

D E C L A R A T I O N

O F

F R A N C I S C O P A R T I D A

STATE OF CALIFORNIA)
COUNTY OF IMPERIAL) SS: DECLARATION OF FRANCISCO PARTIDA

I, FRANCISCO PARTIDA, declare as follows:

1. I am the PETITIONER in the title case:
Francisco Partida v. L.E. Scribner, Warden ET AL., No.:
CV 0867-JF (PR).

2. I speak extremely limited English and I do not know how to correctly file nor litigate the claims in my case.

3. I asked another inmate (Jerry L. Armstrong, CDC#K43710) to help me file my papers correctly.

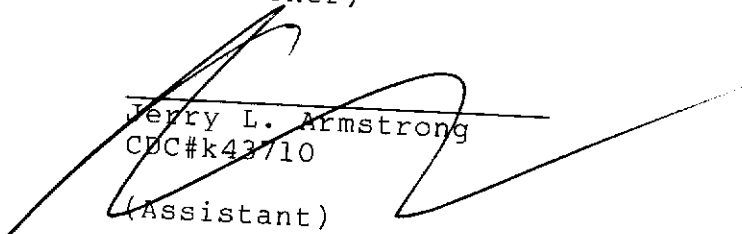
4. I declare under penalty of perjury the above is true and correct.

5. Executed on this 20th day of May, 2008,
at Calipatria, CA 92233.

Respectfully submitted,

Francisco Partida
Francisco Partida
CDC#F22180

(Petitioner)


Jerry L. Armstrong
CDC#k43710

(Assistant)

A T T A C H M E N T B

D E C L A R A T I O N

O F

J E R R Y L . A R M S T R O N G

STATE OF CALIFORNIA)

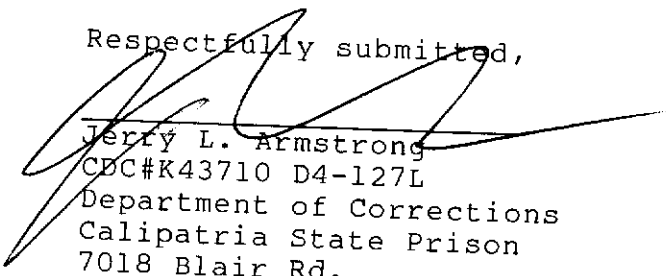
COUNTY OF IMPERIAL)

SS: DECLARATION OF JERRY L. ARMSTRONG

I, JERRY L. ARMSTRONG, declare as follows:

1. I am not a party to this petition.
2. I am an Inmate currently incarcerated at Calipatria State Prison, and housed in the same unit as Petitioner FRANCISCO PARTIDA, CDC#F22180.
3. Inmate Partida, sought my assistance to re-file his In Forma Pauperis Application because he was unable to do it correctly.
4. Inmate Partida, speaks extremely broken-English.
5. I am not aware of any of the claims made in his federal writ petition nor the merits thereof.
6. In an attempt to protect Petitioner's interests, I assisted him with the Rule 60(b) motion and In Forma Pauperis Application.
7. I declare under penalty of perjury the matters stated above are true and correct.
8. Executed on this 20th day of May, 2008, at Calipatria, CA 92233.

Respectfully submitted,


Jerry L. Armstrong
CDC#K43710 D4-127L
Department of Corrections
Calipatria State Prison
7018 Blair Rd.
Calipatria, CA 92233
P.O. Box 5002
Calipatria, CA 92233-5002
Tel.: (760) 348-7000
Fax.: (760) 348-6064

A T T A C H M E N T C

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8 NOT FOR CITATION
9 IN THE UNITED STATES DISTRICT COURT
10 FOR THE NORTHERN DISTRICT OF CALIFORNIA
11

12 FRANCISCO PARTIDA,

No. C 08-0867 JF (PR)

13 Petitioner,

ORDER OF DISMISSAL WITHOUT
PREJUDICE

14 v.

15 GENTE DEL ESTADO DE CALIFORNIA,

16 Respondent.
17

/ (Docket No. 2)

18 **United States District Court**

19 Petitioner seeks a writ of habeas corpus pursuant to 28 U.S.C. § 2254. Petitioner filed
20 an incomplete motion to proceed in forma pauperis on February 8, 2008. On that same day,
21 the Clerk of Court sent a notification to Petitioner that his in forma pauperis application was
22 incomplete because he failed to submit a certificate of funds from his prisoner account and a
23 trust account statement showing transactions for the prior six months. The Clerk of Court
24 provided a copy of the correct form for application to proceed in forma pauperis, instructions,
25 and a notification that the case would be dismissed if Petitioner failed to pay the fee or file
26 the completed application within thirty days. As of the date of this order, Petitioner has not
27 responded.

28 ///

1 Accordingly, this case is DISMISSED without prejudice for failure to pay the filing fee or
2 file a completed in forma pauperis application. Petitioner's incomplete motion to proceed in
3 forma pauperis (docket no. 2) is DENIED. The Clerk shall terminate any pending motions
4 and close the file.

5 IT IS SO ORDERED.

6 Dated: 3/31/08


JEREMY FOGEL
United States District Judge

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18 **United States District Court**
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MIME-Version:1.0

From:ECF-CAND@cand.uscourts.gov

To:efiling

Message-Id:<4260093@cand.uscourts.gov>

Bcc:

Subject:Activity in Case 5:08-cv-00867-JF Partida v. Gente del Estado de California Order Dismissing

Content-Type: text/plain***NOTE TO PUBLIC ACCESS USERS*** There is no charge for viewing opinions.**

California Northern District

Notice of Electronic Filing

The following transaction was entered on 3/31/2008 9:10 AM and filed on 3/31/2008

Case Name: Partida v. Gente del Estado de California

Case Number: 5:08-cv-867 <https://ecf.cand.uscourts.gov/cgi-bin/DktRpt.pl?200264>

Filer:

WARNING: CASE CLOSED on 03/31/2008

Document Number: 4

Copy the URL address from the line below into the location bar of your Web

browser to view the document: Document: https://ecf.cand.uscourts.gov/doc1/03504449100?magic_num=MAG

Docket Text:

ORDER DISMISSING CASE. Signed by Judge Jeremy Fogel on 3/31/08. (jfsec,

COURT STAFF) (Filed on 3/31/2008)

5:08-cv-867 Notice has been electronically mailed to:

5:08-cv-867 Notice has been delivered by other means to:

Francisco Partida

F22180

Calipatria State Prison

7018 Blair Road

P.O. Box 5007

Calipatria, CA 92233

The following document(s) are associated with this transaction:

Document description: Main Document

Original filename: G:\JFALL\PDFtoEFile\08-867.pdf

Electronic document Stamp:

[STAMP CANDStamp_ID=977336130 [Date=3/31/2008] [FileNumber=4260092-0] [6f56d58d219c38dc92c92ab6f24b

NOT FOR CITATION
IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

FRANCISCO PARTIDA,
Petitioner,

No. C 08-0867 JF (PR)
JUDGMENT


v.

GENTE DEL ESTADO DE CALIFORNIA,
Respondents.

The Court has dismissed this habeas action without prejudice for Petitioner's failure to file a completed in forma pauperis application or pay the filing fee. A judgment of dismissal without prejudice is entered. The Clerk of the Court shall close the file.

IT IS SO ORDERED.

Dated: 3/31/08


JEREMY FOGEL
United States District Judge

A T T A C H M E N T D

STATE OF CALIFORNIA

DEPARTMENT OF CORRECTIONS AND REHABILITATION

PROGRAM STATUS REPORT **PART B – PLAN OF OPERATION / STAFF & INMATE NOTIFICATION**

INSTITUTION CALIPATRIA STATE PRISON		EFFECTIVE DATE OF PLAN April 3, 2008	PROGRAM STATUS NUMBER: CAL-CEN-08-005
<input type="checkbox"/> NORMAL PROGRAM <input checked="" type="checkbox"/> MODIFIED PROGRAM <input type="checkbox"/> LOCKDOWN <input type="checkbox"/> STATE OF EMERGENCY		<input checked="" type="checkbox"/> INITIAL <input type="checkbox"/> UPDATE <input type="checkbox"/> CLOSURE	
RELATED INFORMATION (CHECK ALL THAT APPLY)			
AREA AFFECTED <input checked="" type="checkbox"/> INSTITUTION <input type="checkbox"/> FACILITY: <input type="checkbox"/> HOUSING UNIT: <input type="checkbox"/> VOCATION: <input type="checkbox"/> EDUCATION:		INMATES AFFECTED <input checked="" type="checkbox"/> ALL <input type="checkbox"/> BLACKS <input type="checkbox"/> WHITE <input type="checkbox"/> HISPANIC <input type="checkbox"/> OTHER	
MOVEMENT <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> ESCORT ALL MOVEMENT IN RESTRAINTS <input checked="" type="checkbox"/> UNCLOTHED BODY SEARCH PRIOR TO ESCORT <input type="checkbox"/> CONTROLLED MOVEMENT <input checked="" type="checkbox"/> OTHER: CRITICAL WORKERS UNRESTRAINED TO AND FROM WORKSITE		WORKERS <input checked="" type="checkbox"/> CRITICAL WORKERS ONLY (Refer to Critical Workers List) Non-Hispanic Inmates Only <input checked="" type="checkbox"/> CULINARY CRITICAL WORKERS <input type="checkbox"/> CLERKS <input type="checkbox"/> VOCATION/EDUCATION <input type="checkbox"/> CANTEEN <input type="checkbox"/> CLOTHING ROOM <input type="checkbox"/> RESTRICTED WORK PROGRAM <input checked="" type="checkbox"/> PORTERS:	
FEEDING <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> CELL FEEDING <input type="checkbox"/> CONTROLLED FEEDING IN DINING ROOM <input type="checkbox"/> HOUSING UNIT/DORM AT A TIME <input type="checkbox"/> DORM POD AT A TIME <input type="checkbox"/> TIER AT A TIME <input type="checkbox"/> HOUSING UNIT SECTION AT A TIME <input type="checkbox"/> SACK MEAL BREAKFAST <input checked="" type="checkbox"/> SACK MEAL LUNCH <input type="checkbox"/> SACK MEAL DINNER		DAYROOM <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO DAYROOM ACTIVITIES <input type="checkbox"/> MODIFIED: RECREATION <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO RECREATIONAL ACTIVITIES <input type="checkbox"/> MODIFIED: CANTEEN <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO CANTEEN <input type="checkbox"/> MODIFIED: PACKAGES <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO PACKAGES <input type="checkbox"/> MODIFIED:	
DUCATS <input type="checkbox"/> ALL DUCATS HONORED <input checked="" type="checkbox"/> MEDICAL DUCATS ONLY IN RESTRAINTS <input checked="" type="checkbox"/> CLASSIFICATION DUCATS IN RESTRAINTS <input checked="" type="checkbox"/> PRIORITY DUCATS ONLY IN RESTRAINTS		SHOWERS <input type="checkbox"/> NORMAL <input type="checkbox"/> ESCORTED AND HANDCUFFED <input type="checkbox"/> ONE INMATE PER SHOWER – OWN TIER <input type="checkbox"/> CELL PARTNERS TOGETHER – OWN TIER <input type="checkbox"/> DORM SHOWERING BY GROUP <input type="checkbox"/> CRITICAL WORKERS ONLY <input checked="" type="checkbox"/> NO SHOWERS	
VISITING <input type="checkbox"/> NORMAL VISITING <input type="checkbox"/> NON-CONTACT ONLY <input checked="" type="checkbox"/> NO VISITING <input type="checkbox"/> OTHER:		MEDICAL <input type="checkbox"/> NORMAL MEDICAL PROGRAM <input checked="" type="checkbox"/> PRIORITY DUCATS ONLY <input checked="" type="checkbox"/> RN/LVN CONDUCT ROUNDS IN UNITS <input checked="" type="checkbox"/> INMATES ESCORTED TO SICK CALL <input type="checkbox"/> EMERGENCY MEDICAL ONLY <input type="checkbox"/> OTHER:	
		LEGAL LIBRARY <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> APPROVED COURT DEADLINES	
		PHONE CALLS <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO PHONE CALLS <input type="checkbox"/> MODIFIED: RELIGIOUS SERVICES <input type="checkbox"/> NORMAL <input type="checkbox"/> NO RELIGIOUS SERVICES <input checked="" type="checkbox"/> MODIFIED: IN CELL RELIGIOUS ACTIVITIES ONLY	

REMARKS: On Thursday, April 03, 2008, the California Department of Corrections and Rehabilitation went into a state wide modified program as result of multiple Battery on a Peace Officer at CCI. Therefore, Calipatria State Prison will be operating under Modified Program utilizing non-Hispanic essential critical workers only in program support areas. An unclothed body search will be conducted prior to all inmate movement (prior to exiting cell or work leaving assignment). All escorts will be in restraints, with the exception of MSF. MSF will be under controlled movement while outside housing unit and will remain in their bunks inside the housing unit. Critical Workers List will consist of non-Hispanic inmates only. This Program Status Report will be reviewed on April 4, 2008.

PREPARED BY: J. BUILTEMAN, Associate Warden	DATE April 3, 2008	NAME / SIGNATURE (WARDEN) L. E. SCRIBNER, WARDEN	DATE April 3, 2008
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PROGRAM STATUS REPORT

PART B – PLAN OF OPERATION / STAFF & INMATE NOTIFICATION

Describe only this reporting periods specific Plan of Operation

INSTITUTION Calipatria State Prison	EFFECTIVE DATE OF PLAN April 4, 2008 through April 7, 2008	PROGRAM STATUS NUMBER: CDCR-DAI-08-001-A/C/D/MSF
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☐ NORMAL PROGRAM ☒ MODIFIED PROGRAM ☐ LOCKDOWN ☐ STATE OF EMERGENCY

☒ INITIAL ☐ UPDATE ☐ CLOSURE

RELATED INFORMATION (CHECK ALL THAT APPLY)

AREA AFFECTED	INMATES AFFECTED	REASON
<input checked="" type="checkbox"/> INSTITUTION: Male Inmates, Except Camps & CCFs	<input type="checkbox"/> ALL	<input checked="" type="checkbox"/> BATTERY
<input type="checkbox"/> FACILITY:	<input type="checkbox"/> BLACK	<input type="checkbox"/> DEATH
<input type="checkbox"/> HOUSING UNIT:	<input type="checkbox"/> WHITE	<input type="checkbox"/> RIOT / DISTURBANCE
<input type="checkbox"/> VOCATION:	<input checked="" type="checkbox"/> HISPANIC	<input type="checkbox"/> GROUPING
<input type="checkbox"/> EDUCATION:	<input type="checkbox"/> OTHER	<input type="checkbox"/> OTHER
<input checked="" type="checkbox"/> OTHER: Including Mental Health	<input type="checkbox"/>	<input checked="" type="checkbox"/> Serious Battery of Staff at CCI

MOVEMENT	WORKERS	DAYROOM
<input type="checkbox"/> NORMAL	<input type="checkbox"/> NORMAL	<input type="checkbox"/> NORMAL
<input checked="" type="checkbox"/> ESCORT ALL MOVEMENT	<input type="checkbox"/> CRITICAL WORKERS ONLY	<input checked="" type="checkbox"/> NO DAYROOM ACTIVITIES
<input checked="" type="checkbox"/> UNCLOTHED BODY SEARCH PRIOR TO ESCORT	<input type="checkbox"/> CULINARY	<input type="checkbox"/> MODIFIED:
<input type="checkbox"/> CONTROLLED MOVEMENT	<input type="checkbox"/> CLERKS	RECREATION
<input checked="" type="checkbox"/> OTHER: Use restraints for all Hispanic I/Ms	<input type="checkbox"/> VOCATION/EDUCATION	<input type="checkbox"/> NORMAL
	<input type="checkbox"/> CANTEEN	<input checked="" type="checkbox"/> NO RECREATIONAL ACTIVITIES
	<input type="checkbox"/> CLOTHING ROOM	<input type="checkbox"/> MODIFIED:
	<input type="checkbox"/> RESTRICTED WORK PROGRAM	No Recreational Activities for Hispanic I/Ms
	<input type="checkbox"/> PORTERS	CANTEEN
	<input checked="" type="checkbox"/> NO INMATE WORKERS	<input type="checkbox"/> NORMAL
	SHOWERS	<input checked="" type="checkbox"/> NO CANTEEN
	<input type="checkbox"/> NORMAL	<input type="checkbox"/> MODIFIED:
	<input checked="" type="checkbox"/> ESCORTED	No Canteen for Hispanic I/Ms
	<input checked="" type="checkbox"/> ONE INMATE PER SHOWER – OWN TIER	PACKAGES
	<input type="checkbox"/> CELL PARTNERS TOGETHER – OWN TIER	<input type="checkbox"/> NORMAL
	<input checked="" type="checkbox"/> DORM SHOWERING BY GROUP	<input checked="" type="checkbox"/> NO PACKAGES
	<input type="checkbox"/> CRITICAL WORKERS ONLY	<input type="checkbox"/> MODIFIED:
	<input type="checkbox"/> NO SHOWERS	No Packages for Hispanic I/Ms
FEEDING		PHONE CALLS
<input type="checkbox"/> NORMAL		<input type="checkbox"/> NORMAL
<input checked="" type="checkbox"/> CELL FEEDING	MEDICAL	<input checked="" type="checkbox"/> NO PHONE CALLS
<input type="checkbox"/> CONTROLLED FEEDING IN DINING ROOM	<input type="checkbox"/> NORMAL MEDICAL PROGRAM	<input type="checkbox"/> MODIFIED:
<input type="checkbox"/> HOUSING UNIT/DORM AT A TIME	<input checked="" type="checkbox"/> PRIORITY DUCATS ONLY	No Phone Calls for Hispanic I/Ms
<input type="checkbox"/> DORM POD AT A TIME	<input checked="" type="checkbox"/> MED. PERS. CONDUCT ROUNDS IN UNITS	RELIGIOUS SERVICES
<input type="checkbox"/> TIER AT A TIME	<input type="checkbox"/> INMATES ESCORTED TO SICK CALL	<input type="checkbox"/> NORMAL
<input type="checkbox"/> HOUSING UNIT SECTION AT A TIME	<input type="checkbox"/> EMERGENCY MEDICAL ONLY	<input type="checkbox"/> NO RELIGIOUS SERVICES
<input type="checkbox"/> SACK MEAL BREAKFAST	<input type="checkbox"/> OTHER:	<input checked="" type="checkbox"/> MODIFIED: Chaplains to tour buildings
<input checked="" type="checkbox"/> SACK MEAL LUNCH	LEGAL LIBRARY	to provide Religious Services for Hispanics
<input type="checkbox"/> SACK MEAL DINNER	<input type="checkbox"/> NORMAL	
	<input checked="" type="checkbox"/> APPROVED COURT DEADLINES	

DUCATS	VISITING
<input type="checkbox"/> NORMAL	<input type="checkbox"/> NORMAL VISITING
<input checked="" type="checkbox"/> MEDICAL DUCATS ONLY	<input type="checkbox"/> NON-CONTACT ONLY
<input type="checkbox"/> CLASSIFICATION DUCATS	<input checked="" type="checkbox"/> NO VISITING
<input type="checkbox"/> PRIORITY DUCATS ONLY	<input checked="" type="checkbox"/> OTHER: NonHispanic authorized to visit
	NO VISITING for Hispanic Inmates

REMARKS:

On 4/3/08 at CCI, 2 Hispanic inmates violently assaulted 3 custody staff. As a result, all adult institutions were immediately placed on a statewide lockdown. Effective today, a statewide modified program has been initiated. All inmates will be cell fed. Chaplains will tour buildings for Hispanic inmates. Hispanic inmate movement will be escorted in restraints. There will be no Hispanic workers. Legal Library is approved for Hispanic inmates with court deadlines only. The following activities will be suspended for Hispanic inmates: Visiting, Recreation yard, Canteen, Packages, & Phone Calls. ALL Hispanic MSF inmates will be restricted to their dorm. This modified program will affect all Hispanic inmates at CAL as well as all inmates living with Hispanic inmates at CAL.

State of Emergency only: Postponement of nonessential administrative decisions, actions and the normal time requirements:

☐ Approved ☐ Disapproved

PREPARED BY:

A. MILLER, Facility Captain

DATE

4/4/08

NAME / SIGNATURE (WARDEN)

DATE

4/4/08

PROGRAM STATUS REPORT

PART B - PLAN OF OPERATION / STAFF & INMATE NOTIFICATION

INSTITUTION CALIPATRIA STATE PRISON		EFFECTIVE DATE OF PLAN April 18, 2008	PROGRAM STATUS NUMBER: CAL-INST-08-007
<input type="checkbox"/> NORMAL PROGRAM <input type="checkbox"/> MODIFIED PROGRAM <input checked="" type="checkbox"/> LOCKDOWN <input type="checkbox"/> STATE OF EMERGENCY			
<input checked="" type="checkbox"/> INITIAL <input type="checkbox"/> UPDATE <input type="checkbox"/> CLOSURE			
RELATED INFORMATION (CHECK ALL THAT APPLY)			
AREA AFFECTED: <input checked="" type="checkbox"/> INSTITUTION <input type="checkbox"/> FACILITY: <input type="checkbox"/> HOUSING UNIT: <input type="checkbox"/> VOCATION: <input type="checkbox"/> EDUCATION:		INMATES AFFECTED <input checked="" type="checkbox"/> ALL <input type="checkbox"/> BLACKS <input type="checkbox"/> WHITE <input type="checkbox"/> HISPANIC <input type="checkbox"/> OTHER REASON <input type="checkbox"/> BATTERY ON PEACE OFFICER at CCI <input type="checkbox"/> DEATH <input type="checkbox"/> RIOT / DISTURBANCE <input type="checkbox"/> GROUPING <input checked="" type="checkbox"/> OTHER: CONFIDENTIAL INFORMATION	
MOVEMENT <input type="checkbox"/> NORMAL <input type="checkbox"/> ESCORT ALL MOVEMENT IN RESTRAINTS <input checked="" type="checkbox"/> UNCLOTHED BODY SEARCH PRIOR TO ESCORT <input checked="" type="checkbox"/> CONTROLLED MOVEMENT <input type="checkbox"/> OTHER: CRITICAL WORKERS UNRESTRAINED TO AND FROM WORKSITE		WORKERS <input checked="" type="checkbox"/> CRITICAL WORKERS ONLY: MSF Inmates Only <input checked="" type="checkbox"/> CULINARY CRITICAL WORKERS: MSF Inmates Only <input type="checkbox"/> CLERKS <input type="checkbox"/> VOCATION/EDUCATION <input type="checkbox"/> CANTEEN <input type="checkbox"/> CLOTHING ROOM <input type="checkbox"/> RESTRICTED WORK PROGRAM <input type="checkbox"/> PORTERS: DAYROOM <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO DAYROOM ACTIVITIES <input type="checkbox"/> MODIFIED: RECREATION <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO RECREATIONAL ACTIVITIES <input type="checkbox"/> MODIFIED:	
FEEDING <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> CELL FEEDING <input type="checkbox"/> CONTROLLED FEEDING IN DINING ROOM <input type="checkbox"/> HOUSING UNIT/DORM AT A TIME <input type="checkbox"/> DORM POD AT A TIME <input type="checkbox"/> TIER AT A TIME <input type="checkbox"/> HOUSING UNIT SECTION AT A TIME <input type="checkbox"/> SACK MEAL BREAKFAST <input checked="" type="checkbox"/> SACK MEAL LUNCH <input type="checkbox"/> SACK MEAL DINNER		SHOWERS <input type="checkbox"/> NORMAL <input type="checkbox"/> ESCORTED AND HANDCUFFED <input type="checkbox"/> ONE INMATE PER SHOWER - OWN TIER <input type="checkbox"/> CELL PARTNERS TOGETHER - OWN TIER <input type="checkbox"/> DORM SHOWERING BY GROUP <input type="checkbox"/> CRITICAL WORKERS ONLY <input checked="" type="checkbox"/> NO SHOWERS CANTEEN <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO CANTEEN <input type="checkbox"/> MODIFIED:	
DUCATS <input type="checkbox"/> ALL DUCATS HONORED <input checked="" type="checkbox"/> MEDICAL DUCATS ONLY IN RESTRAINTS <input type="checkbox"/> CLASSIFICATION DUCATS IN RESTRAINTS <input type="checkbox"/> PRIORITY DUCATS ONLY IN RESTRAINTS		MEDICAL <input type="checkbox"/> NORMAL MEDICAL PROGRAM <input type="checkbox"/> PRIORITY DUCATS ONLY <input checked="" type="checkbox"/> RN/LVN CONDUCT ROUNDS IN UNITS <input type="checkbox"/> INMATES ESCORTED TO SICK CALL <input type="checkbox"/> EMERGENCY MEDICAL ONLY <input type="checkbox"/> OTHER: _____ LEGAL LIBRARY <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> APPROVED COURT DEADLINES	
VISITING <input type="checkbox"/> NORMAL VISITING <input type="checkbox"/> NON-CONTACT ONLY <input checked="" type="checkbox"/> NO VISITING <input type="checkbox"/> OTHER:		PACKAGES <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO PACKAGES <input type="checkbox"/> MODIFIED:	
		PHONE CALLS <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO PHONE CALLS <input type="checkbox"/> MODIFIED:	
		RELIGIOUS SERVICES <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO RELIGIOUS SERVICES <input type="checkbox"/> MODIFIED: IN CELL RELIGIOUS ACTIVITIES ONLY	

REMARKS: On Friday, April 18, 2008, based on confirmed confidential information Calipatria State Prison is being placed on Modified Program. MSF critical workers will be used in the Facility Dining Rooms only. No Visiting will be conducted. All inmates will be subject to unclothed body search and walked through the metal detector prior to escort in restraints. Facility staff are to conduct thorough searches of common and designated areas during the weekend and submit a search report to their perspective Facility Captain. MSF will continue under normal yard/dayroom program. MSF-ORWD will operate on Monday (04-21-08).
 This PSR will be reviewed on Monday, April 21, 2008.

PREPARED BY: J. BUILTEMAN, Associate Warden	DATE April 19, 2008	NAME / SIGNATURE (WARDEN) L. E. SCRIBNER, WARDEN	DATE April 19, 2008
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PROGRAM STATUS REPORT

PART B – PLAN OF OPERATION / STAFF & INMATE NOTIFICATION

INSTITUTION CALIPATRIA STATE PRISON	EFFECTIVE DATE OF PLAN April 18, 2008	PROGRAM STATUS NUMBER: CAL-INST-08-007
<input type="checkbox"/> NORMAL PROGRAM <input checked="" type="checkbox"/> MODIFIED PROGRAM <input type="checkbox"/> LOCKDOWN <input type="checkbox"/> STATE OF EMERGENCY		
<input type="checkbox"/> INITIAL <input checked="" type="checkbox"/> UPDATE <input type="checkbox"/> CLOSURE		
RELATED INFORMATION (CHECK ALL THAT APPLY)		
AREA AFFECTED <input checked="" type="checkbox"/> INSTITUTION <input type="checkbox"/> FACILITY: <input type="checkbox"/> HOUSING UNIT: <input type="checkbox"/> VOCATION: <input type="checkbox"/> EDUCATION:	INMATES AFFECTED <input checked="" type="checkbox"/> ALL <input type="checkbox"/> BLACKS <input type="checkbox"/> WHITE <input type="checkbox"/> HISPANIC <input type="checkbox"/> OTHER	REASON <input type="checkbox"/> BATTERY ON PEACE OFFICER at CCI <input type="checkbox"/> DEATH <input type="checkbox"/> RIOT / DISTURBANCE <input type="checkbox"/> GROUPING <input checked="" type="checkbox"/> OTHER: CONFIDENTIAL INFORMATION
MOVEMENT <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> ESCORT ALL MOVEMENT IN RESTRAINTS <input checked="" type="checkbox"/> UNCLOTHED BODY SEARCH PRIOR TO ESCORT <input type="checkbox"/> CONTROLLED MOVEMENT <input type="checkbox"/> OTHER: CRITICAL WORKERS UNRESTRAINED TO AND FROM WORKSITE	WORKERS <input checked="" type="checkbox"/> CRITICAL WORKERS ONLY: MSF Inmates Only <input checked="" type="checkbox"/> CULINARY CRITICAL WORKERS: MSF Inmates Only <input type="checkbox"/> CLERKS <input type="checkbox"/> VOCATION/EDUCATION <input type="checkbox"/> CANTEEN <input checked="" type="checkbox"/> CLOTHING ROOM MSF <input type="checkbox"/> RESTRICTED WORK PROGRAM <input type="checkbox"/> PORTERS:	DAYROOM <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO DAYROOM ACTIVITIES <input type="checkbox"/> MODIFIED: RECREATION <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO RECREATIONAL ACTIVITIES <input type="checkbox"/> MODIFIED:
FEEDING <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> CELL FEEDING <input type="checkbox"/> CONTROLLED FEEDING IN DINING ROOM <input type="checkbox"/> HOUSING UNIT/DORM AT A TIME <input type="checkbox"/> DORM POD AT A TIME <input type="checkbox"/> TIER AT A TIME <input type="checkbox"/> HOUSING UNIT SECTION AT A TIME <input type="checkbox"/> SACK MEAL BREAKFAST <input checked="" type="checkbox"/> SACK MEAL LUNCH <input type="checkbox"/> SACK MEAL DINNER	SHOWERS <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> ESCORTED AND HANDCUFFED <input type="checkbox"/> ONE INMATE PER SHOWER – OWN TIER <input type="checkbox"/> CELL PARTNERS TOGETHER – OWN TIER <input type="checkbox"/> DORM SHOWERING BY GROUP <input type="checkbox"/> CRITICAL WORKERS ONLY <input type="checkbox"/> NO SHOWERS	CANTEEN <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO CANTEEN <input type="checkbox"/> MODIFIED: PACKAGES <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO PACKAGES <input type="checkbox"/> MODIFIED:
DUCATS <input type="checkbox"/> ALL DUCATS HONORED <input checked="" type="checkbox"/> MEDICAL DUCATS IN RESTRAINTS <input type="checkbox"/> CLASSIFICATION DUCATS IN RESTRAINTS <input checked="" type="checkbox"/> PRIORITY DUCATS IN RESTRAINTS	MEDICAL <input type="checkbox"/> NORMAL MEDICAL PROGRAM <input type="checkbox"/> PRIORITY DUCATS ONLY <input checked="" type="checkbox"/> RN/LVN CONDUCT ROUNDS IN UNITS <input type="checkbox"/> INMATES ESCORTED TO SICK CALL <input type="checkbox"/> EMERGENCY MEDICAL ONLY <input type="checkbox"/> OTHER:	PHONE CALLS <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO PHONE CALLS <input type="checkbox"/> MODIFIED: RELIGIOUS SERVICES <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO RELIGIOUS SERVICES <input checked="" type="checkbox"/> MODIFIED: IN CELL RELIGIOUS ACTIVITIES ONLY
VISITING <input type="checkbox"/> NORMAL VISITING <input type="checkbox"/> NON-CONTACT ONLY <input checked="" type="checkbox"/> NO VISITING <input checked="" type="checkbox"/> OTHER: Attorney Visits	LEGAL LIBRARY <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> APPROVED COURT DEADLINES	

REMARKS: On Friday, April 18, 2008, based on confirmed confidential information Calipatria State Prison is being placed on Modified Program. MSF critical workers will be used in the Facility Dining Rooms only. No Visiting will be conducted. All inmates will be subject to unclothed body search and metal detected prior to escort in restraints. Facility staff are to conduct thorough searches of common and designated areas during the weekend and submit a search report to their perspective Facility Captain. MSF will continue under normal program. ASU normal program. This PSR will be reviewed on Tuesday, April 22, 2008.

PREPARED BY: <i>J. Builteman</i> J. BUILTEMAN, Associate Warden	DATE April 21, 2008	NAME / SIGNATURE (WARDEN) <i>L. E. Scribner</i> L. E. SCRIBNER, WARDEN	DATE April 21, 2008
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STATE OF CALIFORNIA

DEPARTMENT OF CORRECTIONS AND REHABILITATION

PROGRAM STATUS REPORT **PART B – PLAN OF OPERATION / STAFF & INMATE NOTIFICATION**

INSTITUTION CALIPATRIA STATE PRISON	EFFECTIVE DATE OF PLAN April 18, 2008	PROGRAM STATUS NUMBER: CAL-INST-08-007
<input type="checkbox"/> NORMAL PROGRAM <input checked="" type="checkbox"/> MODIFIED PROGRAM <input type="checkbox"/> LOCKDOWN <input type="checkbox"/> STATE OF EMERGENCY		
<input type="checkbox"/> INITIAL <input checked="" type="checkbox"/> UPDATE <input type="checkbox"/> CLOSURE		
RELATED INFORMATION (CHECK ALL THAT APPLY)		
AREA AFFECTED <input checked="" type="checkbox"/> INSTITUTION <input type="checkbox"/> FACILITY: <input type="checkbox"/> HOUSING UNIT: <input type="checkbox"/> VOCATION: <input type="checkbox"/> EDUCATION:	INMATES AFFECTED <input checked="" type="checkbox"/> ALL <input type="checkbox"/> BLACKS <input type="checkbox"/> WHITE <input type="checkbox"/> HISPANIC <input type="checkbox"/> OTHER	REASON <input type="checkbox"/> BATTERY ON PEACE OFFICER at CCI <input type="checkbox"/> DEATH <input type="checkbox"/> RIOT / DISTURBANCE <input type="checkbox"/> GROUPING <input checked="" type="checkbox"/> OTHER: CONFIDENTIAL INFORMATION
MOVEMENT <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> ESCORT ALL MOVEMENT IN RESTRAINTS <input checked="" type="checkbox"/> UNCLOTHED BODY SEARCH PRIOR TO EXITING CELL <input type="checkbox"/> CONTROLLED MOVEMENT <input checked="" type="checkbox"/> OTHER: FACILITY B CRITICAL WORKERS UNRESTRAINED TO AND FROM WORKSITE	WORKERS <input checked="" type="checkbox"/> CRITICAL WORKERS ONLY: MSF Inmates and Facility B Non-Hispanics as assigned. <input type="checkbox"/> CULINARY <input type="checkbox"/> CLERKS <input type="checkbox"/> VOCATION/EDUCATION <input type="checkbox"/> CANTEEN <input type="checkbox"/> CLOTHING ROOM <input type="checkbox"/> RESTRICTED WORK PROGRAM <input type="checkbox"/> PORTERS:	DAYROOM <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO DAYROOM ACTIVITIES <input type="checkbox"/> MODIFIED: RECREATION <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO RECREATIONAL ACTIVITIES <input type="checkbox"/> MODIFIED:
FEEDING <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> CELL FEEDING <input type="checkbox"/> CONTROLLED FEEDING IN DINING ROOM <input type="checkbox"/> HOUSING UNIT/DORM AT A TIME <input type="checkbox"/> DORM POD AT A TIME <input type="checkbox"/> TIER AT A TIME <input type="checkbox"/> HOUSING UNIT SECTION AT A TIME <input type="checkbox"/> SACK MEAL BREAKFAST <input checked="" type="checkbox"/> SACK MEAL LUNCH <input type="checkbox"/> SACK MEAL DINNER	SHOWERS <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> ESCORTED AND HANDCUFFED <input type="checkbox"/> ONE INMATE PER SHOWER – OWN TIER <input type="checkbox"/> CELL PARTNERS TOGETHER – OWN TIER <input type="checkbox"/> DORM SHOWERING BY GROUP <input type="checkbox"/> CRITICAL WORKERS ONLY <input type="checkbox"/> NO SHOWERS	CANTEEN <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO CANTEEN <input type="checkbox"/> MODIFIED: PACKAGES <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO PACKAGES <input type="checkbox"/> MODIFIED:
DUCATS <input type="checkbox"/> ALL DUCATS HONORED <input checked="" type="checkbox"/> MEDICAL DUCATS IN RESTRAINTS <input type="checkbox"/> CLASSIFICATION DUCATS IN RESTRAINTS <input checked="" type="checkbox"/> PRIORITY DUCATS IN RESTRAINTS	MEDICAL <input type="checkbox"/> NORMAL MEDICAL PROGRAM <input type="checkbox"/> PRIORITY DUCATS ONLY <input checked="" type="checkbox"/> RN/LVN CONDUCT ROUNDS IN UNITS <input type="checkbox"/> INMATES ESCORTED TO SICK CALL <input type="checkbox"/> EMERGENCY MEDICAL ONLY <input type="checkbox"/> OTHER:	PHONE CALLS <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO PHONE CALLS <input type="checkbox"/> MODIFIED: RELIGIOUS SERVICES <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO RELIGIOUS SERVICES <input checked="" type="checkbox"/> MODIFIED: IN CELL RELIGIOUS ACTIVITIES ONLY
VISITING <input type="checkbox"/> NORMAL VISITING <input type="checkbox"/> NON-CONTACT ONLY <input checked="" type="checkbox"/> NO VISITING <input checked="" type="checkbox"/> OTHER: Attorney Visits	LEGAL LIBRARY <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> APPROVED COURT DEADLINES	

REMARKS: On Friday, April 18, 2008, based on confirmed confidential information Calipatria State Prison is being placed on Modified Program. MSF critical workers will be used as needed within the assigned Facilities. Facility B will utilize assigned Level IV non-Hispanic critical workers only. No Visiting will be conducted. All inmates will be subject to unclothed body search and metal detected prior to escort in restraints. Facility staff is to conduct thorough searches of common and designated areas and submit a search report to their respective Facility Captain on a daily basis. MSF will continue under normal program. ASU normal program. Inmates must wear boxers and shower shoes only during shower program.

PREPARED BY: <i>J. Bulteman</i> J. BULTEMAN, Associate Warden	DATE April 23, 2008	NAME / SIGNATURE (WARDEN) <i>L. E. Scribner</i> L. E. SCRIBNER, WARDEN	DATE April 23, 2008
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STATE OF CALIFORNIA

DEPARTMENT OF CORRECTIONS AND REHABILITATION

PROGRAM STATUS REPORT **PART B – PLAN OF OPERATION / STAFF & INMATE NOTIFICATION**

INSTITUTION CALIPATRIA STATE PRISON		EFFECTIVE DATE OF PLAN April 30, 2008	PROGRAM STATUS NUMBER: CAL-INST-08-007
<input type="checkbox"/> NORMAL PROGRAM <input checked="" type="checkbox"/> MODIFIED PROGRAM <input type="checkbox"/> LOCKDOWN <input type="checkbox"/> STATE OF EMERGENCY		<input type="checkbox"/> INITIAL <input checked="" type="checkbox"/> UPDATE <input type="checkbox"/> CLOSURE	
AREA AFFECTED <input checked="" type="checkbox"/> INSTITUTION <input type="checkbox"/> FACILITY: <input type="checkbox"/> HOUSING UNIT: <input type="checkbox"/> VOCATION: <input type="checkbox"/> EDUCATION:		RELATED INFORMATION (CHECK ALL THAT APPLY) INMATES AFFECTED <input checked="" type="checkbox"/> ALL <input type="checkbox"/> BLACKS <input type="checkbox"/> WHITE <input type="checkbox"/> HISPANIC <input type="checkbox"/> OTHER REASON <input type="checkbox"/> BATTERY <input type="checkbox"/> DEATH <input type="checkbox"/> RIOT / DISTURBANCE <input type="checkbox"/> GROUPING <input checked="" type="checkbox"/> OTHER: CONFIDENTIAL INFORMATION	
MOVEMENT <input checked="" type="checkbox"/> NORMAL on searched yards. <input checked="" type="checkbox"/> ESCORT ALL MOVEMENT IN RESTRAINTS on unsearched yards. <input checked="" type="checkbox"/> UNCLOTHED BODY SEARCH PRIOR TO ESCORT on unsearched yards. <input type="checkbox"/> CONTROLLED MOVEMENT <input type="checkbox"/> OTHER:		WORKERS <input checked="" type="checkbox"/> CRITICAL WORKERS ONLY: L-IV on searched yards. MSF on unsearched yards <input type="checkbox"/> CULINARY CRITICAL WORKERS: <input type="checkbox"/> CLERKS <input type="checkbox"/> VOCATION/EDUCATION <input type="checkbox"/> CANTEEN <input type="checkbox"/> CLOTHING ROOM <input type="checkbox"/> RESTRICTED WORK PROGRAM <input type="checkbox"/> PORTERS:	
FEEDING <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> CELL FEEDING <input type="checkbox"/> CONTROLLED FEEDING IN DINING ROOM <input type="checkbox"/> HOUSING UNIT/DORM AT A TIME <input type="checkbox"/> DORM POD AT A TIME <input type="checkbox"/> TIER AT A TIME <input type="checkbox"/> HOUSING UNIT SECTION AT A TIME <input type="checkbox"/> SACK MEAL BREAKFAST <input checked="" type="checkbox"/> SACK MEAL LUNCH <input type="checkbox"/> SACK MEAL DINNER		SHOWERS <input type="checkbox"/> NORMAL: <input checked="" type="checkbox"/> ESCORTED AND HANDCUFFED: unsearched yards. <input type="checkbox"/> ONE INMATE PER SHOWER – OWN TIER <input type="checkbox"/> CELL PARTNERS TOGETHER – OWN TIER <input type="checkbox"/> DORM SHOWERING BY GROUP <input type="checkbox"/> CRITICAL WORKERS ONLY <input type="checkbox"/> NO SHOWERS	
DUCATS <input checked="" type="checkbox"/> ALL DUCATS HONORED: searched yards. <input checked="" type="checkbox"/> MEDICAL DUCATS IN RESTRAINTS: unsearched yards. <input type="checkbox"/> CLASSIFICATION DUCATS IN RESTRAINTS <input checked="" type="checkbox"/> PRIORITY DUCATS IN RESTRAINTS: unsearched yards.		CANTEEN <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO CANTEEN: unsearched yards. <input checked="" type="checkbox"/> MODIFIED: Critical workers by draw.	
VISITING <input type="checkbox"/> NORMAL VISITING <input type="checkbox"/> NON-CONTACT ONLY <input checked="" type="checkbox"/> NO VISITING <input checked="" type="checkbox"/> OTHER: Attorney Visits		PACKAGES <input checked="" type="checkbox"/> NORMAL: searched yards <input checked="" type="checkbox"/> NO PACKAGES: unsearched yards <input type="checkbox"/> MODIFIED:	
MEDICAL <input type="checkbox"/> NORMAL MEDICAL PROGRAM <input type="checkbox"/> PRIORITY DUCATS ONLY <input checked="" type="checkbox"/> RN/LVN CONDUCT ROUNDS IN UNITS <input type="checkbox"/> INMATES ESCORTED TO SICK CALL <input type="checkbox"/> EMERGENCY MEDICAL ONLY <input type="checkbox"/> OTHER:		PHONE CALLS <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO PHONE CALLS <input type="checkbox"/> MODIFIED:	
LEGAL LIBRARY <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> APPROVED COURT DEADLINES		RELIGIOUS SERVICES <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO RELIGIOUS SERVICES: unsearched yards. <input checked="" type="checkbox"/> MODIFIED: IN CELL RELIGIOUS ACTIVITIES: searched yards.	

REMARKS: On Friday, April 18, 2008, based on confirmed confidential information Calipatria State Prison is being placed on Modified Program. MSF critical workers will be used in Facilities where searches have not been completed. L-IV inmates will be used in Facilities where searches have been completed. No Visiting will be conducted. All inmates will be subject to unclothed body search and metal detected prior to release from cell. Facility staff is to conduct thorough searches of common and designated areas and submit a search report to their respective Facility Captain. MSF and ASU's will continue under normal program. This PSR will be reviewed on Wednesday, May 7, 2008.

PREPARED BY: J. BUI-TEMAN, Associate Warden	DATE April 30, 2008	NAME / SIGNATURE (WARDEN) L. E. SCRIBNER, WARDEN	DATE April 30, 2008
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STATE OF CALIFORNIA

DEPARTMENT OF CORRECTIONS AND REHABILITATION

PROGRAM STATUS REPORT **PART B – PLAN OF OPERATION / STAFF & INMATE NOTIFICATION**

INSTITUTION CALIPATRIA STATE PRISON	EFFECTIVE DATE OF PLAN May 14, 2008	PROGRAM STATUS NUMBER: CAL-INST-08-007
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<input type="checkbox"/> NORMAL PROGRAM	<input checked="" type="checkbox"/> MODIFIED PROGRAM	<input type="checkbox"/> LOCKDOWN	<input type="checkbox"/> STATE OF EMERGENCY
<input type="checkbox"/> INITIAL	<input checked="" type="checkbox"/> UPDATE	<input type="checkbox"/> CLOSURE	

RELATED INFORMATION (CHECK ALL THAT APPLY)		
AREA AFFECTED	INMATES AFFECTED	REASON
<input type="checkbox"/> INSTITUTION <input checked="" type="checkbox"/> FACILITY: <u>A, B, C, D</u> <input type="checkbox"/> HOUSING UNIT: <input type="checkbox"/> VOCATION: <input type="checkbox"/> EDUCATION:	<input checked="" type="checkbox"/> ALL <input type="checkbox"/> BLACKS <input type="checkbox"/> WHITE <input type="checkbox"/> HISPANIC <input type="checkbox"/> OTHER	<input type="checkbox"/> BATTERY <input type="checkbox"/> DEATH <input type="checkbox"/> RIOT / DISTURBANCE <input type="checkbox"/> GROUPING <input checked="" type="checkbox"/> OTHER: CONFIDENTIAL INFORMATION
MOVEMENT <input checked="" type="checkbox"/> NORMAL on searched yards. <input checked="" type="checkbox"/> ESCORT ALL MOVEMENT IN RESTRAINTS on unsearched yards. <input checked="" type="checkbox"/> UNCLOTHED BODY SEARCH PRIOR TO ESCORT on unsearched yards. <input type="checkbox"/> CONTROLLED MOVEMENT <input type="checkbox"/> OTHER:	WORKERS <input checked="" type="checkbox"/> CRITICAL WORKERS ONLY: L-IV on searched yards. MSF on unsearched yards <input type="checkbox"/> CULINARY CRITICAL WORKERS: <input type="checkbox"/> CLERKS <input type="checkbox"/> VOCATION/EDUCATION <input type="checkbox"/> CANTEEN <input type="checkbox"/> CLOTHING ROOM <input type="checkbox"/> RESTRICTED WORK PROGRAM <input type="checkbox"/> PORTERS:	DAYROOM <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO DAYROOM ACTIVITIES <input type="checkbox"/> MODIFIED: RECREATION <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO RECREATIONAL ACTIVITIES <input type="checkbox"/> MODIFIED:
FEEDING <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> CELL FEEDING <input type="checkbox"/> CONTROLLED FEEDING IN DINING ROOM <input type="checkbox"/> HOUSING UNIT/DORM AT A TIME <input type="checkbox"/> DORM POD AT A TIME <input type="checkbox"/> TIER AT A TIME <input type="checkbox"/> HOUSING UNIT SECTION AT A TIME <input type="checkbox"/> SACK MEAL BREAKFAST <input checked="" type="checkbox"/> SACK MEAL LUNCH <input type="checkbox"/> SACK MEAL DINNER	SHOWERS <input type="checkbox"/> NORMAL: <input checked="" type="checkbox"/> ESCORTED AND HANDCUFFED: unsearched yards. <input type="checkbox"/> ONE INMATE PER SHOWER – OWN TIER <input type="checkbox"/> CELL PARTNERS TOGETHER – OWN TIER <input type="checkbox"/> DORM SHOWERING BY GROUP <input type="checkbox"/> CRITICAL WORKERS ONLY <input type="checkbox"/> NO SHOWERS	CANTEEN <input checked="" type="checkbox"/> NORMAL: <input checked="" type="checkbox"/> NO CANTEEN: unsearched Housing Unit <input type="checkbox"/> MODIFIED: PACKAGES <input checked="" type="checkbox"/> NORMAL: searched yards <input checked="" type="checkbox"/> NO PACKAGES: unsearched yards <input type="checkbox"/> MODIFIED:
DUCATS <input checked="" type="checkbox"/> ALL DUCATS HONORED: searched yards. <input checked="" type="checkbox"/> MEDICAL DUCATS IN RESTRAINTS: unsearched yards. <input type="checkbox"/> CLASSIFICATION DUCATS IN RESTRAINTS <input checked="" type="checkbox"/> PRIORITY DUCATS IN RESTRAINTS: unsearched yards.	MEDICAL <input type="checkbox"/> NORMAL MEDICAL PROGRAM <input type="checkbox"/> PRIORITY DUCATS ONLY <input checked="" type="checkbox"/> RN/LVN CONDUCT ROUNDS IN UNITS <input type="checkbox"/> INMATES ESCORTED TO SICK CALL <input type="checkbox"/> EMERGENCY MEDICAL ONLY <input type="checkbox"/> OTHER:	PHONE CALLS <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO PHONE CALLS <input type="checkbox"/> MODIFIED: RELIGIOUS SERVICES <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO RELIGIOUS SERVICES: unsearched yards. <input checked="" type="checkbox"/> MODIFIED: IN CELL RELIGIOUS ACTIVITIES: searched yards.
VISITING <input checked="" type="checkbox"/> NORMAL VISITING: Effective May 17, 2008 <input type="checkbox"/> NON-CONTACT ONLY <input type="checkbox"/> NO VISITING <input checked="" type="checkbox"/> OTHER: Attorney Visits	LEGAL LIBRARY <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> APPROVED COURT DEADLINES	

REMARKS: On Friday, April 18, 2008, based on confirmed confidential information Calipatria State Prison is being placed on Modified Program. MSF critical workers will be used in Facilities where searches have not been completed. L-IV inmates will be used in Facilities where searches have been completed. All inmates will be subject to unclothed body search and metal detected prior to release from cell. Facility staff is to conduct thorough searches of common and designated areas and submit a search report to their respective Facility Captain. MSF and ASU's will continue under normal program. This PSR will be reviewed on Monday, May 19, 2008.

PREPARED BY: J. BULTEMAN, Associate Warden	DATE May 14, 2008	NAME / SIGNATURE (WARDEN) L. E. SCHIBNER, Warden	DATE May 14, 2008
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VERIFICATIONSTATE OF CALIFORNIA
COUNTY OF IMPERIAL

(C.C.P. SEC. 446 & 2015.5: 28 U.S.C. 1746)

I, Francisco Partida DECLARE UNDER PENALTY OF PERJURY THAT: I AM THE Petitioner
IN THE ABOVE ENTITLED ACTION. I HAVE READ THE FOREGOING DOCUMENTS AND KNOW THE CONTENTS THEREOF
AND THE SAME IS TRUE OF MY OWN KNOWLEDGE EXCEPT AS TO MATTERS STATED THEREIN UPON INFORMATION,
AND BELIEF, AND AS TO THOSE MATTERS, I BELIEVE THEM TO BE TRUE.

EXECUTED THIS 23rd DAY OF May 2008 AT
CALIPATRIA STATE PRISON, CALIPATRIA CALIFORNIA 92233-5002

(SIGNATURE) Francisco Partida
DECLARANT/PRISONER

PROOF OF SERVICE BY MAIL

(C.C.P. SEC. 1013 (a) & 2015.5 28 U.S.C. 1746)

I, Francisco Partida AM A RESIDENT OF CALIPATRIA STATE PRISON, IN THE COUNTY OF
IMPERIAL, STATE OF CALIFORNIA, I AM OVER THE AGE OF EIGHTEEN (18) YEARS OF AGE AND AM / AM NOT A
PARTY OF THE ABOVE ENTITLED ACTION. MY STATE PRISON ADDRESS IS P.O. BOX 5002, CALIPATRIA STATE PRISON,
CALIPATRIA, CALIFORNIA 92233-5002.

ON 5/23/ 2008 IS SERVED THE FOREGOING:

PETITIONER'S RULE 60(b) MOTION FOR
RELIEF FROM JUDGMENT OR ORDER; EXHIBITS

SET FORTH EXACT TITLE OF DOCUMENTS SERVED

ON THE PARTY(S) HEREIN BY PLACING A TRUE COPY(S) THEREOF, ENCLOSED IN A SEALED ENVELOPE(S) WITH
POSTAGE THEREON FULLY PAID, IN THE UNITED STATES MAIL, IN A DEPOSIT BOX SO PROVIDED AT
CALIPATRIA STATE PRISON, CALIPATRIA, CALIFORNIA 92233-5002.

Office of the Clerk
U.S. District Court
Northern District of California
280 South First Street, Room 2112
San Jose, CA 95113-3095

THERE IS DELIVERY SERVICE BY UNITED STATES MAIL AT THE PLACE SO ADDRESSED, AND THERE IS REGULAR
COMMUNICATION BY MAIL BETWEEN THE PLACE OF MAILING AND THE PLACE SO ADDRESSED. I DECLARE
UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

DATE 5/23/ 2008 Francisco Partida
(DECLARANT / PRISONER)